

REISSUE PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re reissue application of

Group Art Unit:

**Charles F. Pyne**

Patent No. 5,721,907

Issued: February 24, 1998

For: **REMOTE FILE TRANSFER  
METHOD AND APPARATUS**

REISSUE APPLICATION DECLARATION  
BY THE INVENTOR

TO THE ASSISTANT  
COMMISSIONER FOR PATENTS:

As a below named inventor, I hereby declare that:

1. My residence, post office address, and citizenship are stated below next to my name.

2. I believe I am the original, first, and sole inventor of the subject matter which is described and claimed in U.S. Patent No. 5,721,907 ("the '907 patent"), granted February 24, 1998, and for which a reissue patent is sought on the invention entitled REMOTE FILE TRANSFER METHOD AND APPARATUS, the specification of which is attached hereto.

3. I have reviewed and understand the contents of the above-identified specification, including the claims.

4. I acknowledge the duty to disclose information that is material to patentability as defined in 37 CFR 1.56.

5. I believe that the original patent ('907 patent) is wholly or partly inoperative or invalid, by reason of the patentee's claiming more or less than the patentee had the right to claim in the patent.

6. The invention determines differences between source and reference data files located at separate computers. Each of these computers can operate as a sending computer or a receiving computer of data mismatches representing the differences determined. At least one error on which reissue is based is that the claims of the '907 patent are unnecessarily narrow. These claims recite that a computer (unit) containing a source file compares the source file to keys associated with a reference file and sends mismatches to the computer (unit) containing the reference file. The claims of the '907 patent unnecessarily restrict the computer (unit) containing a source file as the computer (unit) that compares the source file to keys associated with a reference file and sends mismatches to the computer (unit) containing the reference file.

7. All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

8. I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

<u>Name</u>	<u>Reg. No.</u>
Paul S. Angello	30,991
Kassim M. Ferris	39,974
Michael L. Levine	33,947
Richard B. Preiss	36,640
Micah D. Stolowitz	32,758
James L. Wolfe	33,623

Direct all telephone calls to Paul S. Angello at telephone number (503) 224-3380.

Address all correspondence to:

STOEL RIVES LLP  
900 SW Fifth Avenue, Suite 2600  
Portland, Oregon 97204-1268.

9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and

further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole inventor: Charles F. Pyne

Signature: \_\_\_\_\_

\_\_\_\_\_ Date

Residence: Norfolk, Massachusetts

Citizenship: United States of America

Post Office address: 187 Seekonk Street  
Norfolk, Massachusetts 02056

OK  
Resubmitted

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: LapLink.com, Inc.Application No./Patent No.: 5,721,907 Filed/Issue Date: February 24, 1998Entitled: REMOTE FILE TRANSFER METHOD AND APPARATUSLapLink.com, Inc., a Washington Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 999, Frame 183, or for which a copy thereof is attached. On September 30, 1999, the assignee changed its name from Traveling Software, Inc. to LapLink.com, Inc. (Certificate of Amendment attached).

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

18 FEB 2000  
Date

Scott Koznek  
Signature

Scott Koznek

Typed or printed name

Chief Financial Officer

Title

# STATE of WASHINGTON



## SECRETARY of STATE

*I, RALPH MUNRO, Secretary of State of the State of Washington and custodian of its seal, hereby issue this*

### CERTIFICATE OF AMENDMENT

to

TRAVELING SOFTWARE, INC.

a Washington Profit corporation. Articles of Amendment were filed for record in this office on the date indicated below.

Changing name to LAPLINK.COM, INC.

UBI Number: 600 485 601

Date: September 20, 1999



*Given under my hand and the Seal of the State of Washington at Olympia, the State Capital*

Ralph Munro, Secretary of State  
2-331107-9

SEP 20 1999

ARTICLES OF AMENDMENT  
OF THE ARTICLES OF INCORPORATION OF TRAVELING SOFTWARE, INC.  
RALPH MURPHY  
SECRETARY OF STATE

Articles of Amendment of the Articles of Incorporation of Traveling Software, Inc., a Washington corporation (the Corporation), are herein executed by said corporation, pursuant to the provisions of RCW 23B.01.200 and RCW 23B.10.060, as follows:

1. The name of the Corporation is Traveling Software, Inc.
2. Article I of the Articles of Incorporation is amended as set forth on Exhibit A which is attached hereto and incorporated herein by this reference.
3. No exchange, reclassification or cancellation of issued shares shall be effected by this amendment.
4. The date of the adoption of this amendment by the Board of Directors of the Corporation was August 25, 1999.
5. This amendment to the Articles of Incorporation was <sup>duly</sup> approved by the Board of Directors without shareholder action, and pursuant to RCW 23B.10.020(5) shareholder action was not required.
6. Pursuant to RCW 23B.01.230, these Articles of Amendment shall become effective at 9:00 a.m. Pacific time on September 27, 1999.

IN WITNESS WHEREOF, the undersigned has executed these Articles of Amendment in an official and authorized capacity under penalty of perjury this 15th day of September, 1999.

TRAVELING SOFTWARE, INC.

By Scott E. Koznek  
Scott E. Koznek  
Its Secretary

**SECRET**

Marishka T. Marten  
Marishka T. Marten

GIVEN UNDER MY hand and official seal effective the 16<sup>th</sup> day of February , 2000.

Renton.  
My Appointment Expires: 12-9-2001



**EXHIBIT A**

**Traveling Software, Inc.  
Amendment to the Articles of Incorporation**

Article I of the Articles of Incorporation is amended to read in its entirety as follows:

**ARTICLE I. NAME**

The name of this corporation is LapLink.com, Inc.

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**STATEMENT CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)  
13308/2080:3

Applicant, Patentee, or Identifier: Charles F. Pyne  
Application or Patent No.: 5,721,907  
Filed or Issued: February 24, 1998  
Title: REMOTE FILE TRANSFER METHOD AND APPARATUS

I hereby state that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN LapLink.com, Inc.

ADDRESS OF SMALL BUSINESS CONCERN 18702 North Creek Parkway  
Bothell, Washington 98011

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above.  
☐ the application identified above.  
☒ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

- Each person, concern, or organization having any rights in the invention is listed below:  
☒ no such person, concern, or organization exists.  
☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING Scott Koznek

TITLE OF PERSON IF OTHER THAN OWNER Chief Financial Officer

ADDRESS OF PERSON SIGNING 18702 North Creek Parkway, Bothell, WA 98011-8026

SIGNATURE Scott Koznek DATE 18 FEB 2000